APPLICATION

FOR

UNITED STATES LETTERS PATENT

TITLE: ACTIVITY CONTROLLED MULTIMEDIA
CONFERENCING

APPLICANT: STEPHEN J. ORR

ACTIVITY CONTROLLED MULTIMEDIA CONFERENCING

FIELD OF THE INVENTION

[0001]   The present invention relates generally to teleconferencing, and more particularly to multimedia conferencing between computing devices.

BACKGROUND OF THE INVENTION

[0002]   In recent years, the accessibility of computer data networks has increased dramatically.   Many organizations now have private local area networks. Individuals and organizations often have access to the public internet. In addition to becoming more readily accessible, the available bandwidth for transporting communications over such networks has increased.

[0003]   Consequently, the use of such networks has expanded beyond the mere exchange of computer files and e-mails. Now, such networks are frequently used to carry real-time voice and video traffic.

[0004]   One application that has increased in popularity is multimedia conferencing.   Using such conferencing, multiple network users can simultaneously exchange one or more of voice, video and other data.

[0005]   Present conferencing software, such as Microsoft's NetMeeting software, and ICQ software, presents video data associated with multiple users simultaneously, but does not easily allow the data to be managed. The layout of video images is almost always static.

[0006]   As a result, multimedia conferences are not as effective as they could be.

[0007]   Accordingly, there is clearly a need for enhanced methods, devices and software that control the display of multimedia conferences.

SUMMARY OF THE INVENTION

[0008]   Conveniently, software exemplary of the present invention allows the appearance of a video image of a conference participant to be adjusted in dependence on a level of activity associated with the conference participant. In this way, video images of more active participants may be provided more screen space. An end-user participating in the conference may focus attention on the more active participants.

[0009]   Advantageously, screen space is more effectively utilized and conferencing is more effective as video images of less active or inactive participants may be reduced in size, or entirely eliminated.

[0010]   In accordance with an aspect of the present invention, there is provided, at a computing device operable to allow an end-user to participate in a conference with at least two other conference participants, a method of displaying a video image from one of said two other conference participants, said method comprising adjusting an appearance of said video image in dependence on a level of activity associated with said one of said two other conference participants.

[0011]   In accordance with another aspect of the present invention, there is provided a computing device storing computer executable instructions, adapting said device to allow an end-user to participate in a conference with at least two other conference participants, and adapting said device to display a video image from one of said two other conference participants, and adjust an appearance of said video image in dependence on a level of activity associated with said one of said two other conference participants.

[0012]   In accordance with yet another aspect of the present invention, there is provided a computing device storing computer executable instructions adapting the device to receive data streams, each having a bitrate and representing video images of participants in a conference, and transcode at least one of said

received data streams to a bitrate different than that with which it was received, based on a level of activity associated with a participant originating said stream, and provide output data streams formed from said received data streams to said participants.

[0013]   Other aspects and features of the present invention will become apparent to those of ordinary skill in the art upon review of the following description of specific embodiments of the invention in conjunction with the accompanying figures.

BRIEF DESCRIPTION OF THE DRAWINGS

[0014]   In the figures, which illustrate embodiments of the present invention by example only,

[0015]   FIG.1 is a hardware overview of a network including several multimedia conference capable computing devices, and a multimedia server exemplary of embodiments of the present invention;

[0016]   FIG. 2 illustrates an exemplary hardware architecture of a computing device of FIG. 1;

[0017]   FIG. 3 illustrates exemplary software and data organization on a device on the network of FIG. 1;

[0018]   FIG. 4 schematically illustrates data exchange between computing devices on the network of FIG. 1 in order to effect a multimedia conference;

[0019]   FIG. 5 schematically illustrates alternate data exchange between computing devices and the server on the network of FIG. 1 in order to effect a multimedia conference;

[0020]   FIG. 6 is a flow chart illustrating steps performed at a computing device

originating multimedia conferencing data on the network of **FIG. 1**;

[0021]   **FIG. 7** is a flow chart illustrating steps performed at a computing device receiving multimedia conferencing data on the network of **FIG. 1**;

[0022]   **FIG. 8** illustrates an exemplary video conferencing graphical user interface, exemplary of an embodiment of the present invention; and

[0023]   **FIGS. 9A-9D** further illustrates the exemplary video conferencing graphical user interface of **FIG. 8** in operation.

[0024]   Like reference numerals refer to corresponding components and steps throughout the drawings.

DETAILED DESCRIPTION

[0025]   **FIG. 1** illustrates an exemplary data communications network **10** in communication with a plurality of multimedia computing devices **12a**, **12b**, **12c** and **12d** (individually and collectively devices **12**), exemplary of embodiments of the present invention. An optional centralized server **14**, acting as a multimedia conference server is also illustrated.

[0026]   Computing devices **12** and server **14** are all conventional computing devices, each including a processor and computer readable memory storing an operating system and software applications and components for execution.

[0027]   As will become apparent, computing devices **12** are adapted to allow end-users to become participants in real-time multimedia conferences. In this context, multimedia conferences typically include two or more participants that exchange voice, video, text and/or other data in real-time or near real-time using data network **10**.

[0028]   As such, computing devices **12** are computing devices storing and

4

executing capable of establishing multimedia conferences, and executing software exemplary of embodiments of the present invention.

[0029] Data communications network **10** may for example be a conventional local area network that adheres to suitable network protocol such as the Ethernet, token ring or similar protocols. Alternatively, the network protocol may be compliant with higher level protocols such as the Internet protocol (IP), Appletalk, or IPX protocols. Similarly, network **10** may be a wide area network, or the public internet.

[0030] Optional server **14** may be used to facilitate conference communications between computing devices **12** as detailed below.

[0031] An exemplary simplified hardware architecture of computing device **12** is schematically illustrated in **FIG. 2**. In the illustrated embodiment, device **12** is a conventional network capable multimedia computing device. Device **12** could, for example, be an Intel x86 based computer acting as a Microsoft Windows NT/XP/2000, Apple, or Unix based workstation, personal computer or the like. Example device **12** includes a processor **20**, in communication with computer storage memory **22**; data network interface **24**; input output interface **26**; and display adapter **28**. As well, device **12** includes a display **30** interconnected with display adapter **28**; input/output devices, such as a keyboard **32** and disk drive **34**, camera **36**, microphone **38** and a mouse (not shown) or the like.

[0032] Processor **20** is typically a conventional central processing unit, and may for example be a microprocessor in the INTEL x86 family. Of course, processor **20** could be any other suitable processor known to those skilled in the art. Computer storage memory **22** includes a suitable combination of random access memory, read-only-memory, and disk storage memory used by device **12** to store and execute software programs adapting device **12** to function in manners exemplary of the present invention. Drive **34** is capable of reading and writing data to or from a computer readable medium **40** used to store software to be loaded into memory **22**. Computer readable medium **40** may be a CD-ROM,

diskette, tape, ROM-Cartridge or the like. Network interface **24** is any interface suitable to physically link device **12** to network **10**. Interface **24** may, for example, be an Ethernet, ATM, ISDN interface or modem that may be used to pass data from and to network **10** or another suitable communications network. Interface **24** may require physical connection to an access point to network 10, or it may access network **10** wirelessly.

[0033] Display adapter **28** may includes a graphics co-processor for presenting and manipulating video images. As will, become apparent, adapter **28** may be capable of compressing of compressing and de-compressing video data.

[0034] The hardware architectures of server **14** is materially similar to that of device **12**, and will be readily appreciated by a person of ordinary skill. It will therefore not be further detailed.

[0035] **FIG. 3** schematically illustrates exemplary software and data stored in memory **22** at the computing devices **12** illustrated in **FIG. 1**.

[0036] As illustrated computing devices **12** each store and execute multimedia conferencing software **56**, exemplary of embodiments of the present invention. Additionally, exemplary computing devices **12** store and execute operating system software **50**, which may present a graphical user interface to end-users. Software executing at device **12** may similarly present a graphical user interface by way of graphical user interface application programming interface **54** which may include libraries and routines to present a graphical interface that have a substantially consistent look and feel.

[0037] In the exemplified embodiment, operating system software **50** is a Microsoft Windows or Apple Computing operating system or a Unix based operating system including a graphical user interface, such as X-Windows. As will become apparent, video conferencing software **56** may interact with operating system software **50** and GUI programming interface **54** in order to

6

present an end-user interface as detailed below.

[0038] As well, software networking interface component **52** allowing communication over network **10** is also stored for execution at each of device **12**. Networking interface component **52** may, for example, be an internet protocol stack, enabling communication of device **12** with server **14** using conventional internet protocols and/or other computing devices.

[0039] Other applications **58** and data **60** used by applications and operating system software **50** may also be stored within memory **22**.

[0040] Optional server **14** of **FIG. 1** includes multimedia conferencing server software (often to as "reflector" software). Server **14** allows video conferencing between multiple computing devices **12**, communicating in a star configuration as illustrated in **FIG. 4**. In this configuration, video conferencing data shared amongst devices **12** is transmitted from each device **12** to server **14**. Conferencing server software at server **14** re-transmits (or "reflects") multimedia data received from each member of a conference to the remaining members, either by unicasting multimedia data to each other device **12**, or by multi-casting such data using a conventional multi-cast address to a multicast backbone of network **10**. Devices **12**, in turn may receive data from other conference participants from unicast addresses from server **14**, or by listening to one or more multicast addresses from network **10**.

[0041] In an alternate configuration, devices **12** may communicate with each other, using point-to-point communication as illustrated in **FIG. 5**. As each device **12** transmits originating multimedia data to each other device **12**, significantly more network bandwidth is required. Alternatively, each device **12** could multicast originating multimedia, for receipt by the each remaining device **12**.

[0042] In any event, conferencing software **56** may easily be adapted to establish connections as depicted in either or both **FIGS. 4** and **5**, as described herein.

[0043] In operation, users wishing to establish or join a multimedia conference execute conferencing software **56** at a device **12** (for example device **12a**). Software **56** in turn requests the user to provide a computer network address of a server, such as server **14**. In the case of point-to-point communication, device **12a** may contact other computing devices, such as devices **12b-12d**. Device **12a** might accomplish this by initially contacting a single other computing device, such as device **12b**, which could in turn, provide addresses of other conferencing devices (e.g. device **12c**) to device **12a**. Network addresses may be known internet protocol addresses of conference participants, and may be known by a user, stored at devices **12**, or be distributed by another computing device such server **14**.

[0044] Once a connection to one or more other computing devices **12** has been established, example device **12a** presents a graphical user interface on its display **30** allowing a conference between multiple parties. Computing device **12a** originates transmission of multimedia data collected at device **12a** to other conference participants. At the same time, computing device **12a** presents data received from other participants (e.g. from devices **12b**, **12c** or **12d**) at device **12a**.

[0045] Steps **S600** performed at device **12a** under control of software **56** to collect input originating with an associated conference participant at device **12a** are illustrated in **FIG. 6**. Steps **S700** performed at device **12a** in presenting data received from other conference participants are illustrated in **FIG. 7**. Like steps are preformed at each device (e.g. device **12a**, **12b**, **12c** and/or **12d**) that is participating in the described conference.

[0046] As illustrated in **FIG. 6**, computing device **12a** receives data from an associated end-user at device **12a** in step **S602**. Device **12a** may, for example receive video data by way of camera **36** and/or audio by way of microphone **38** (**FIG. 2**). Additionally, or alternatively user interaction data may be obtained by way of keyboard **32**, mouse or other peripherals. Software **56** converts audio

8

and video and other data to a suitable multimedia audio/video stream in step **S606**. For example, sampled audio and video may be assembled and compressed in compliance with International Telephone Union (ITU) Recommendation H.323, as a motion picture experts group (MPEG) stream, as a Microsoft Windows Media stream, or other streaming multimedia format. As will be readily appreciated, video compression performed in step **S606** may easily be performed by a graphics co-processor on adapter **28**.

[0047] Prior to transmission of the stream by way of network **10**, computing device **12a** preferably analyses the sampled data to assess a metric indicative of the activity of the participant at device **12a**, in step **S604** as detailed below. An indicator of this metric is then bundled in the to-be transmitted stream in step **S608**. In the exemplified embodiment, the metric is a numerical value or values reflecting the activity of the end-user in the conference at device **12a** originating the data. In the disclosed embodiment, the example indicator is bundled with the to-be-transmitted stream so that it can be extracted without decoding the encoded video or audio contained in the stream.

[0048] Multimedia data is transmitted over network **10** in step **S610**. Multimedia data may be packetized and streamed to server **14** in step **S610**, using a suitable networking protocol in co-operation with network interface component **52**. Alternatively, if computing device **12a** communicates with other computing devices directly (as illustrated in **FIG. 5**), a packetized stream may be unicast from device **12a** to each other device **12** that is a member of the conference. Alternatively, each device **12** may multicast the packets.

[0049] An activity metric for each participant is preferably assessed by the computing device originating a video stream in step **S604**. As will be readily appreciated, an activity metric may be assessed in any number of conventional ways. For example, the activity metric for any participant may, for example, be assessed based on various energy levels in the signal in a compressed video signal in step **S604**. For example, as part of video compression it is common to

monitor changed and/or moved pixels or blocks of pixels that can in turn be used to gauge the amount of motion in the video. For example, the number of changed pixels from frame to frame or rate of pixel change over several frames may be calculated to assess the activity metric. Alternatively, the activity metric could be assessed using the audio portion of the stream: for example the root-mean-square power in the audio signal may be used to measure the level of activity. Optionally, the audio could be filtered to remove background noise, improving the reliability of this measure. Of course, the activity metric could be assessed using any suitable combination measurements derived from data collected from the participant. Multiple independent measures of activity could be combined to form the ultimate activity metric transmitted or used by a receiving device **12**.

[0050] A participant who is very active (e.g. talking and moving) would be associated with a high valued activity metric. A participant who is less active (e.g. talking but not moving) could be attributed a lower valued activity metric. Further, a participant who is moving but not talking could be assigned an even lower valued activity metric. Finally a person who is neither talking nor moving would be given an even lower activity metric. Activity metrics could be expressed as a numerical value in a numerical range (e.g. 1-10), or as a vector including several numerical values, each reflecting a single measurement of activity (e.g. video activity, audio activity, etc.).

[0051] At the same time, as it is transmitting data a participant computing device **12** (e.g. device **12a**) receives streaming multimedia data from other multimedia conference participant devices, either from server **14**, from a multicast address of network **10**, or transmissions from other devices **12**. Steps **S700** performed at device **12a** are illustrated in **FIG. 7**. Data may be received in step **S702**. Device **12a** may in turn extract a provided indicator of the activity metric added by an upstream computing device (as, for example, described with reference to step **S608**), in step **S704** and decode such received stream in step **S706**. Audio/video information corresponding to each received streams may be

presented by way of a user interface **80**, illustrated in **FIG. 8**.

[0052] Now, exemplary of the present invention, software **56** controls the appearance of interface **80** based on activity of the conference participant. Specifically, computing device **12a** under control of software **56** assesses the activity associated with a particular participant in step **S704**. This may be done by actually analysing the incoming stream associated with the participant, or by using an activity metric for the participant, calculated by an upstream computing device, as for example calculated by the originating computing device in step **S604**.

[0053] In response, software **56** may resize, reposition, or otherwise alter the video image associated with each participant based on the current and recent past level of activity of that participant as assessed in step **S704**. As illustrated, example user interface **80** of **FIG. 8** presents images in multiple regions **82, 84,** and **86**. Each region **82, 84, 86** provides video data from one or more multicast participants at a device **12**. As will be apparent, the size allocated to video data from each participant differs from region to region. Largest images are presented in region **82**. Preferable, each conference participant is allocated an individual frame or window within one of the regions. Optionally, a conference participant may be allocated two or more frames, windows or the like: one may for example display video; the other may display text or the like.

[0054] At device **12a**, software **56**, in turn, decodes video in step **S706** and presents decoded video information for more active participants in larger display windows or panes of graphical user interface **80**. Of course, decoding could again be performed by a graphical co-processor on adapter **28**. In an exemplary embodiment, software **56** allows an end-user to define the layout of graphical user interface **80**. This definition could include the size and number of windows/panes in each region, to be allocated to participants having a particular activity status.

[0055] In exemplary graphical user interface **80**, the end-user has defined four

11

different regions, each used to display video or similar information for participants of like status. Exemplary graphical user interface **80** includes region **82** for highest activity participants, region **84** for lower activity participants; region **86** for even lower activity participants; and region **88** for lowest activity participants that are displayed. In the illustrated embodiment, region **88** simply displays a list of least active (or inactive) participants, without decoding or presenting video or audio data.

[0056] Alternatively, software **56** may present image data associated with each user in a separate window and change focus of presented windows, based on activity, or otherwise alter the appearance of display information derived from received streams, based on activity.

[0057] Each region **82**, **84**, **86**, **88** could be used to display video data associated with participants having like activity metrics. As will be appreciated each region could be used to represent video for participants having ranges of metric. Again suitable ranges could be defined by an end-user viewing graphical user interface **80** using device **12** executing software **56**.

[0058] With enough participants, those that have activity metric below a threshold for a determined time may be removed from regions **82**, **84** or **86** representing the active part of graphical user interface **80** completely and placed on a text list in region **88**. This list in region **88** would thus effectively identify by text or symbol participants who are essentially observing the multimedia conference, without actively taking part.

[0059] As participants become more or less active their activity is re-calculated in step **S604**. As status changes, graphical user interface **80** may be redrawn and participant's allocated space may change to reflect newly determined status in step **S708**. Video data for any participant may be relocated and resized based on that participant's current activity status.

[0060] As one participant in a conference becomes more and more active, a

12

recipient computing device **12** may allocate more and more screen space to that participant. Conversely, as a participant becomes less and less active, less and less space could be allocated to video associated with that participant. This is, for example, illustrated for a single participant, "Stephen", in **FIGS. 9A-9D**. It may be required that the amount of allocated display space be a progression from activity region to activity region, as for example illustrated in **FIGS. 9A-9D** as an associated activity metric for that participant increases or decreases, or it may be possible to move directly from a high activity state (as illustrated in **FIG. 9A**) to a low activity one (as illustrated in **FIG. 9D**).

[0061]   Additionally, as the activity status of a participant changes, the audio volume of participants with lower activity status may be reduced or muted in step **S708**. Presented audio may be the product of multiple mixed audio streams. Only audio of streams of participants having activity metrics above a threshold need be mixed.

[0062]   In the exemplified graphical user interface **80**, only four regions **82, 84, 86** and **88** are depicted. Depending on the preferred display layout / available space there may be room for a fixed number of high activity participants and a larger number of secondary and tertiary activity participants. The end user at the device presenting graphical user interface **80** may choose a template that determines the number of highest activity, second highest activity, etc. conference participants. Alternatively, software **56** may calculate an optimal arrangement based on the number of participants, and relatively display sizes of each region. In the latter case the size allocated for any participant may be chosen / changed dynamically based on the number of active and inactive participants.

[0063]   An end user viewing interface **80** may also choose to pin the display associated with any particular participant, to prevent or suspend its size and/or position from changing with the activity of that participant (for example to ensure that a shared whiteboard is always visible) or to limit how small the video

13

associated with a specific participant is allowed to slide (allowing a user to "keep an eye on" a specific participant). This may be particularly beneficial when one of the presented windows / panes includes other data, such as for example text data. Software **56**, in turn, may allocate other video images / data around the constrained image. Alternately a user viewing interface **80** may choose to deliberately entirely eliminate the video for a participant that the user does not want to focus any attention on. These are manual selections that may be input, for example, using key strokes, mouse gestures, or menus on graphical user interface **80**.

[0064] Additionally, software **56** could present an alert identifying inactive participants identified within graphical user interface **80**. For example, video images of persistently inactive participants could be highlighted with a colour, or icon. This might allow a participant acting as a moderator to ensure participation by inactive participants, calling on those identified as inactive. This may be particularly useful for "round-robin" discussions, where each participant is expected to remain active, made by way of multimedia conference.

[0065] Further, software **56** may otherwise highlight the level of activity of participants at interface **80**. For instance, participants with a high activity metric could have associated video presented in a coloured border. This allows a person to focus their attention on active participants, even if those participants have been forced to a lower activity region by a user, allowing an end-user to follow the most active speaker even if that participant's video image has been forcibly locked to a particular region.

[0066] As noted, the activity metric is preferably calculated when the video is compressed (at the source). A numerical indicator of the metric is preferably included in a stream so that it may be easily parsed by a downstream computing device and thus quickly used to determine the activity metric. Conveniently, this allows all of the downstream computing devices to make quick and likely computationally inexpensive decisions as to how to treat a stream from an end-

14

user computing device **12** originating the stream. Recipient computing devices **12** would thus not need to calculate an activity indicator for each received stream. Similarly, for inactive participants, a downstream computing device need not even decode a received stream if associated video and/or audio data is not to be presented, thereby by-passing step **S706**.

[0067] In alternate embodiments, activity metrics could be calculated downstream of the originating participants. For example, an activity metric could be calculated at server **14**, or at a recipient device **12**.

[0068] Optionally, server **14** may reduce overall bandwidth by considering the activity metric associated with each stream and avoiding a large number of point-to-point connections, for streams that have low activity. For example, for a low activity stream conferencing software at server **14** might take one (or several) of a number of bandwidth saving actions before re-transmitting that stream. For example, conferencing software at server **14** may strip the video and audio from the stream and multicast the activity metrics only; stop sending anything to the recipient; send cues back to the upstream originating computing device to reduce the encode bitrate / frame rate, or the like; send cues back to the originating computing device to stop transmission entirely until activity resumes; and/or stop sending video but continue to send audio. Similarly, conferencing server **14** could transcode received streams, to lower bitrate video streams. Lower bitrate streams could then be transmitted to computing devices **12** that are displaying an associated image at less than the largest size.

[0069] In the event that transmissions between devices **12** is effected point-to-point, as illustrated in **FIG. 4**, devices **12** could exchange information about the nature of an associated participant's display at a recipient device. In turn, an originating device **12** (such as device **12a**) could possibly encode several versions of the originated data in step **S606** and transmit a particular compressed version to any particular recipient device **12** (such as device **12b**, **12c**, and **12d**) in step **S610**, based on the size that a specific recipient is displaying the

15

originator's video. Those devices displaying video associated with an originator in a smaller display area could be provided with lower bitrate streamed video data in step **S610**. Advantageously, this would reduce overall network bandwidth for point-to-point data exchange.

[0070] Additionally, participants who remain inactive for prolonged periods may optionally be dropped from a conference to reduce overall bandwidth. For example server **14**, may simply terminate the connection with a computing device of an inactive participant.

[0071] Moreover, during decoding, the quality of video decoding for each stream in step **S706** at a recipient device **12** may optionally be dependent on the associated activity metric for that stream. That is, as will be appreciated, low bit-rate video streams such as those generated by devices **12** often suffer from "blocking" artefacts. These artefacts can be significantly removed through the use of known filtering algorithms, such as "de-blocking" and "de-ringing" filtering. These algorithms, however, are computationally intensive and thus need not be applied to video that is presented in smaller windows, or otherwise having little video motion. Accordingly, a computing device **12** presenting interface **80** may allocate computing resources to ensure the highest quality decoding for the most active (and likely most important) video streams, regardless of the quality of encoding.

[0072] Additionally, encoding/decoding quality may be controlled relatively. That is, server **14** or each computing device **12** may utilize a higher bandwidth/ quality of encoding/decoding for the statistically most active streams in a conference. That is, activity metrics of multiple participants could be compared to each other, and only a fraction of the participants could be allocated high bandwidth/high quality encoding, while those participants that are less active (when compared to the most active) could be allocated a lower bandwidth or encoded/decoded using an algorithm that requires less computing power. Well understood statistical techniques could be used to assess which of a plurality of

16

streams are more active than others. Alternatively, an end-user selected threshold may be used, to delineate streams entitled to high quality compression/high bandwidth from those that are not. Signalling information indicative of which of a plurality of streams has higher priority could be exchanged between devices **12**.

[0073] As will also be appreciated, immediate changes in user interface **80** in response to change in an assessed metric may be disruptive. Rearrangement of user interface **80** in response to changes in a participant's activity should be damped. Accordingly then software **56** in step **S708** need only rearrange graphical user interface **80** after the change in a metric for any particular participant persists for a time. However, change from low activity to high activity for a participant may cause a recipient to miss significant portion of an active participant's contribution as that participant becomes more active. To address this, software **56** may cache incoming streams with an activity metric below a desired threshold, for example for 4.5 seconds. If a user has become more active the cached data may be replayed at recipient devices at 1.5x normal speed to allow display of cached data in a mere 3 seconds. If the increased activity does not persist, the cache need not be used and may be discarded. Fast playback could also be pitch corrected to sound natural.

[0074] Of course, the above described embodiments are intended to be illustrative only and in no way limiting. The described embodiments of carrying out the invention are susceptible to many modifications of form, arrangement of parts, details and order of operation. The invention, rather, is intended to encompass all such modification within its scope, as defined by the claims.